

OFFICIAL FILE
ILLINOIS COMMERCE COMMISSION

STATE OF ILLINOIS

ORIGINAL

ILLINOIS COMMERCE COMMISSION

Commonwealth Edison Company)
Application for a Certificate of Public)
Convenience and Necessity, pursuant to)
Section 8-406 of the Illinois Public Utilities)
Act,) and for an Order, under Section 8-503)
of the Illinois Public Utilities Act, authorizing)
and directing ComEd to construct, operate)
and maintain a new electric transmission line in)
Kane County, Illinois.)

Docket No. 02-0838

CHIEF CLERK'S OFFICE

2004 MAY 28 A 11:15

COMMONWEALTH EDISON

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REPLY OF PEPPER VALLEY HOMEOWNERS ASSOCIATION ('Pepper Valley') TO ST. CHARLES PETITION TO INTERVENE AND RESPONSE TO COMMONWEALTH EDISON'S PETITION TO WITHDRAW ITS APPLICATION AND MOTION TO DISMISS

Now comes the Intervenor, Pepper Valley Homeowners Association, and for his reply to St. Charles motion to intervene and response to Commonwealth Edison's petition to withdraw its application and to dismiss, states as follows:

Pepper Valley is familiar with the issues in this matter and have been involved with the Commonwealth Edison's application filed with the ICC.

Pepper Valley is aware that Commonwealth Edison has determined that new technology would allow Com Ed to reinforce its current 34kV lines with additional 34kV lines that would allow the necessary power upgrades to meet the power needs of the communities. Com Ed has advised that this system would make the proposed 138kV proposal unnecessary.

Pepper Valley is in favor the proposal of Com Ed to upgrade its current 34kV lines (the "alternative proposal") and support Com Ed's petition to withdraw and dismiss this action. There is every reason to believe that Com Ed has produced a workable alternative to the original 138kV proposal.

St. Charles has never filed an intervening petition and should not be allowed to at this late date.

It is my understanding that the ICC staff has no objection to the dismissal of Com Ed's petition.

For the reasons stated above, Pepper Valley Homeowners Association supports the Petition of Com Ed to withdraw its petition and to dismiss this action.

A handwritten signature in dark ink, appearing to read 'Ted Kliebhan', is written over a horizontal line.

Pepper Valley Homeowners Association
Ted Kliebhan, Representative
106 North Cambridge Lane
Geneva, IL 60134
(630) 262-1559

Dated: May 24, 2004